

Article - Public Safety

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§13A–602.

(a) Proceedings may be conducted to review, or otherwise act on, the following matters before referral of charges and specifications to court–martial in accordance with regulations prescribed by § 13A–701 of this title:

- (1) pre–referral investigative subpoenas;
- (2) pre–referral warrants or orders for electronic communications;
- (3) pre–referral matters referred by an appellate court;
- (4) pre–referral matters under § 13A–603 (c) or (d) of this subtitle; or
- (5) arrest warrants when probable cause exists to believe a military member committed a crime as described under the punitive provisions.

(b) The regulations prescribed under subsection (a) of this section shall:

- (1) include procedures for the review of such rulings that may be ordered under this section as the adjutant general considers appropriate; and
- (2) provide such limitations on the relief that may be ordered under this section as the adjutant general considers appropriate.

(c) If a matter in a proceeding under this section becomes a subject at issue with respect to charges that have been referred to a general or special court–martial, the matter shall be transferred to the military judge detailed to the court–martial.

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